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NONPROVISIONAL PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 118801

Date: February 23, 2004

MAIL STOP PATENT APPLICATION

Customer Number: 25944

NONPROVISIONAL APPLICATION TRANSMITTAL  
RULE §1.53(b)Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-145022859 U.S.P.T.O.  
10/782814

022304

Sir:

Transmitted herewith for filing under 37 C.F.R. §1.53(b) is the nonprovisional patent application

For (Title): MARK POSITION DETECTION APPARATUSBy (Inventors): Tatsuo FUKUI, Takeshi ENDO

Formal drawings (Figs. 1-12c; 12 sheets) are attached.  
 Use Figure \_\_\_\_\_ for front page of Publication.

A Declaration and Power of Attorney is filed herewith.

This application claims benefit of Provisional Application No. \_\_\_\_\_ filed \_\_\_\_\_.  
 (A Preliminary Amendment is attached to reflect this claim in the Specification if not already present.)

This patent application is assigned to NIKON CORPORATION.  
 The executed Assignment is filed herewith.

An Information Disclosure Statement is filed herewith.  
 Entitlement to small entity status is hereby asserted.

A Preliminary Amendment is filed herewith.

Priority of foreign applications No. 2003-192283 filed July 4, 2003 in Japan and No. 2003-054058 filed February 28, 2003 in Japan are claimed (35 U.S.C. §119).  
 A certified copy of the above corresponding foreign application(s) is filed herewith.

This application is NOT to be published under 35 U.S.C. 122(b). The undersigned attorney or agent hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing.

The filing fee is calculated below:

CLAIMS IN THE APPLICATION AFTER ENTRY OF  
ANY PRELIMINARY AMENDMENT NOTED ABOVE

FOR:	NO. FILED	NO. EXTRA
<b>BASIC FEE</b>		
<b>TOTAL CLAIMS</b>	<b>13 - 20</b>	<b>= 0*</b>
<b>INDEP CLAIMS</b>	<b>4 - 3</b>	<b>= 1*</b>
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		

\* If the difference is less than zero, enter "0".

Check No. 151324 in the amount of \$856.00 to cover the filing fee is attached. Except as otherwise noted herein, the Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 15-0461. Two duplicate copies of this sheet are attached.

Respectfully submitted,

  
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